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10-11-05
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a legal professional association

October 4, 2005

Mail Stop Appeal Brief - Patents
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Re: **Application Serial No.:** 09/578,291
Appellants: Jay Paul Drummond, et al.
Filing Date: May 25, 2000
Confirmation No.: 5931
Title: Automated Banking Machine System With
Multiple Entity Interface
Docket No.: D-1077+15

Sir:

Appellants request reinstatement of their appeal. Enclosed is a Notice of Appeal pursuant to 37 C.F.R. § 41.31 in response to the Office Action dated July 15, 2005 for filing in the above-referenced application. A fee (\$340) was already paid for a previous Notice of Appeal. Please charge \$160 for the second Notice of Appeal.

The Commissioner is authorized to charge any necessary fee associated with these filings and any other fee due to Deposit Account 09-0428.

Very truly yours,

Ralph E. Jocke
Reg. No. 31,029

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this document and the documents indicated as enclosed herewith are being deposited with the U.S. Postal Service as Express Mail Post Office to addressee in an envelope addressed to Mail Stop Appeal Brief - Patents, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 this 5th day of October 2005.

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Practitioner's Docket No. D-1077+15

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Jay Paul Drummond, et al.**
Application No.: **09/578,291**
Filed: **May 25, 2000**
Confirm. No.: **5931**
Title: **Automated Banking Machine
System With Multiple Entity
Interface**

Prior Appeal No. 2004-1824

Art Unit: 3624

Examiner: Steven R. Wasylchak

**Mail Stop Appeal Brief - Patents
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P. O. Box 1450
Alexandria, VA 22313-1450**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)**

Appellants hereby **request reinstatement** of their appeal pursuant to 37 C.F.R. § 41.31.
Appellants hereby appeal to the Board the decision of the Primary Examiner, mailed July 15, 2005
regarding all unallowed claims 1-32.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity \$500.00

Previously paid Notice of Appeal fee \$340.00

Notice of Appeal fee due \$160.00

10/12/2005 HLE333 00000126 090428 09578291

01 FC:1401 500.00 DA

(Notice of Appeal from the Primary Examiner to the Board—page 1 of 2)

Adjustment date: 10/12/2005 HLE333
12/13/2004 LELLIS 00000008 090428 09578291
01 FC:1401 340.00 CR

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$160.00

TOTAL FEE DUE \$160.00

5. FEE PAYMENT

Charge Account No. 09-0428 (Diebold Self-Service Systems) the sum of \$160.00

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428 (Diebold Self-Service Systems).

If any additional fee for claims is required, charge Account No. 09-0428 (Diebold Self-Service Systems).


A handwritten signature in black ink, appearing to read 'R. Jocke', is written over a horizontal line.

SIGNATURE OF PRACTITIONER

Reg. No. 31,029
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